IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

THURSDAY, THE 21ST JUNE 2007 / 31ST JYAISHTA 1929

Crl.MC.No. 4270 of 1998(C)

CC.240/1998 OF MUNSIFF-MAGISTRATE COURT, S. PARAVUR

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PETITIONERS:

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1. **SUNIL KUMAR, S/O. CHELLAPPAN,**
   `KARTHIKA NIVAS', IRAVIPURAM VILLAGE,
   KOLLAM TALUK.

2. **A. GOPALAN NAIR,**
   S/O. KARTHIKEYAN,
   PEROORKADA,
   THIRUVANANTHAPURAM.

BY ADV. SRI.A.SUDHI VASUDEVAN.

RESPONDENTS:

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1. **STATE OF KERALA, REP. BY PUBLIC PROSECUTOR,**
   HIGH COURT OF KERALA, ERNAKULAM.

2. **EXCISE INSPECTOR, CHATTANNOOR RANGE,**
   KOLLAM.

BY PUBLIC PROSECUTOR SRI. AMJAD ALI.

THIS CRIMINAL MISC. CASE HAVING BEEN FINALLY HEARD ON 21/06/2007,THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

Crl. M.C.No. 4270 of 1998

Dated 21st June, 2007

ORDER

The petitioner is the accused in C.C.No.240/98 with respect to the offence under section 56(b) of the Abkari Act for violating the conditions of the licence. It is submitted that the provision was repealed on 5-3-98 and the rest of the cases for the above violation was withdrawn by the prosecution.

In the circumstances, the proceedings pending before the court below is quashed. The Crl.M.C is allowed.

K.R.UDAYABHANU,
JUDGE.

Kvm/-

K.R.UDAYABHANU, J.

CRL.M.C. 4270 OF 1998

ORDER

21-6-2007.